IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7602 OF 2005

Shri Sagar Ramakant Kajbaje ...Applicant

Versus

Smt.Sangeeta P.Kadam Kajbaje & Anr. ...Respondents

Shri Sanjeev P. Kadam for the Applicant.
Shri M.J.Bhatt for the Respondent No.1.
Mrs M.M.Deshmukh, A.P.P for the State.

CORAM : A. S. OKA, J.

DATE : DECEMBER 06, 2006.

P.C.:

1. Heard the Advocate appearing for the Applicant. In view of the decision of the learned single Judge of this court in the case of V.K.Jain & Ors. Vs. Pratap V. Padode & Anr [(2005)3 Maharashtra Law Journal Page 778], he seeks permission to withdraw this Application with liberty to file a revision Application before the appropriate sessions court for challenging the order issuing process in the private complaint filed by the first Respondent. He prays that ad-interim relief which is operating till today may be extended for a reasonable time.

2. Hence, I pass the following order:

(i) Application is dismissed as withdrawn with liberty as prayed.

(ii) Ad-interim relief granted on 30th November, 2005 will continue to operate for a period of eight weeks from today.

(iii) If revision Application is filed by the Applicant before the appropriate sessions court, the said court is bound to take a note of the fact that this Application was filed by the Applicant in this court on 22nd November, 2005 and the same remained pending till today.

(iv) All contention of the parties on merits of the complaint are expressly kept open.

(v) Parties to act upon an authenticated copy of this order.

JUDGE